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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA ) CR. NO. S-05-0034-LKK  
12 Plaintiff, )  
13 v. ) ORDER SETTING FURTHER DATES  
14 LINDA CHANEY, ) AND EXCLUDING TIME  
JAY McCastle, ) UNDER THE SPEEDY TRIAL ACT  
15 DAVID TALCOTT USSERY, and )  
ROBERT ROBINSON, )  
16 Defendants. )  
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18 Based upon request of the parties and representations made in  
19 open court on December 20, 2005, IT IS HEREBY ORDERED:

20 This matter is set over for a further motions hearing on  
21 February 22, 2005.

22 The government shall file any opposition to the any further  
23 motions of the defendants by February 7, 2006; the defendants shall  
24 file any replies by February 14, 2006.

25 The Court finds that the defendants' counsel reasonably require  
26 additional time to review recently provided additional discovery  
27 with their clients and to conduct investigation for effective

1 preparation of any additional motions to be filed on behalf of their  
2 clients.

3 The Court further finds that the ends of justice served by  
4 granting the defendant's counsel time to diligently prepare motions  
5 outweigh the best interest of the defendant and the public in a  
6 speedy trial.

7 Accordingly, the Court orders that time shall be excluded until  
8 February 22, 2006, under the Speedy Trial Act, 18 U.S.C. §  
9 3161(h)(8)(iv) (T-4 / preparation of counsel). In addition, time  
10 should be excluded from the computation of the Speedy Trial Act due  
11 to the pendency of previously filed motions upon which the Court had  
12 not yet ruled pending further development such as an anticipated  
13 superseding indictment and given counsels' request to supplement at  
14 least one of those motions if necessary. 18 U.S.C. § 3161(h)(1)(E).

15 Trial Confirmation shall occur on February 22, 2006; Trial  
16 shall commence March 16, 2006.

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19 Dated: December 20, 2005

/s/ Lawrence K. Karlton  
HON. LAWRENCE K. KARLTON  
UNITED STATES DISTRICT JUDGE

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